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JAN 25 2006

# RESPONSE AFTER FINAL

Serial No.: 10/605,289

Atty. Docket No.: 81044520 / FMC 1642 PUS

Examiner: Jeffrey J. Restifo

## SPECIAL STATUS

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which includes the following documents: Amendment Under  
37 C.F.R. § 1.116 and Amendment Transmittal

Signature

John R. Buser  
Typed/Printed Name of Attorney/Agent

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Case Docket No. 81044520 / FMC 1642 PUSAMENDMENT TRANSMITTAL

In re application of: David J. Mack	Serial No.: 10/605,289
Filed: June 19, 2003	
Title: SYSTEM AND METHOD FOR OPERATING AN ELECTRIC MOTOR BY LIMITING PERFORMANCE	

To: Mail Stop Amendment  
 Commissioner for Patents  
 U.S. Patent & Trademark Office  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

 Applicant has previously claimed small entity status.

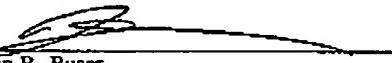
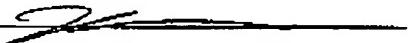
The filing fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)		Small Entity		Other Than Small Entity	
	Claims Remaining After	Highest No. Previously Paid For	Present Extra	Rate	Additional Fee	Rate	Additional Fee		
Total	* 8	minus	** 20	=	x 25 =	\$	x 50 =	\$	
Indep.	* 6	minus	*** 3	= 3	x 100 =	\$	x 200 =	\$600.00	
First Presentation Of Multiple Dependent Claim									
Size Fee - for each add'l 50 sheets that exceeds 100 sheets									
* If the carry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3. ** If "Highest No. Previously Paid For" is less than 20, write "20" in this space. *** If "Highest No. Previously Paid For" is less than 3, write "3" in this space.					Total Add'l Fee	\$	Or Total	\$600.00	

 A Petition fee under 37 C.F.R. § 1.17(a) has been calculated in the amount of \$\_\_\_\_ to cover a \_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).

Payment of fee(s) calculated above:

 No additional fee is required. A check in the amount of \$\_\_\_\_ to cover the additional filing fee and/or Petition fee is enclosed. Please charge my Deposit Account No. 02-3978 in the amount of \$\_\_\_\_. The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 06-1510. A duplicate copy of this sheet is enclosed. Any additional filing fees required under 37 C.F.R. § 1.16 for the presentation of extra claims. Any patent application processing fees under 37 C.F.R. § 1.17.

<b>CERTIFICATE OF FACSIMILE UNDER 37 C.F.R. § 1.8 (FACSIMILE)</b>		Respectfully submitted,
I hereby certify that this correspondence, including all enclosures referred to herein, is being facsimile transmitted to the U.S. Patent and Trademark Office at facsimile number (571) 273-8300.		David J. Mack
<u>1-25-06</u> Date of Deposit	<u>John R. Buser</u> Name of Person Signing	
Signature 	John R. Buser Registration No. 51,517 BROOKS KUSHMAN P.C. 1000 Town Center, 22nd Floor Southfield, Michigan 48075-1238 – (248) 358-4400	

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**JAN 25 2006**

Response Under 37 C.F.R. § 1.116 -  
Expedited Procedure - Examining Group 3618

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Group Art Unit: 3618

David J. Mack

Examiner: Jeffrey J. Restifo

Serial No.: 10/605,289

Filed: June 19, 2003

For: **SYSTEM AND METHOD FOR OPERATING AN ELECTRIC  
MOTOR BY LIMITING PERFORMANCE**

Attorney Docket No.: 81044520 / FMC 1642 PUS

**AMENDMENT UNDER 37 C.F.R. § 1.116**

Mail Stop AF  
Commissioner for Patents  
U.S. Patent & Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the final Office Action mailed November 30, 2005, please amend  
the above-identified application as follows:

01/26/2006 CNGUYEN2 00000026 061510 10605289

01 FC:1201 600.00 DA

**CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8 (FACSIMILE)**

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January 25, 2006  
Date of Transmission

John R. Buser  
Typed Name of Person Signing